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FILED

Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

|                           |   |                     |
|---------------------------|---|---------------------|
| UNITED STATES OF AMERICA, | ) | No. CR-09-01168 RMW |
|                           | ) |                     |
| Plaintiff,                | ) |                     |
|                           | ) | NOTICE OF DISMISSAL |
| v.                        | ) | FILED               |
|                           | ) |                     |
| JAMES NELSEN,             | ) |                     |
|                           | ) |                     |
| Defendant.                | ) |                     |
|                           | ) |                     |

With leave of the Court, and pursuant to Federal Rule of Criminal Procedure 48(a), the  
United States Attorney for the Northern District of California dismisses the above indictment  
without prejudice.

DATED: 7/23/2013

Respectfully submitted,

MELINDA HAAG  
United States Attorney

/s/

JEFF SCHENK  
Assistant United States Attorney

1 Leave is granted to the government to dismiss the indictment.   
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3 Date: \_\_\_\_\_

*Ronald M. Whyte*  
\_\_\_\_\_  
RONALD M. WHYTE  
Senior United States District Judge

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